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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
10/705,554	11/10/2003	Gerhard Mersch	60,130-1915;02MRA0419	5495		
26096 75	26096 7590 06/27/2005			EXAMINER		
CARLSON, GASKEY & OLDS, P.C. 400 WEST MAPLE ROAD			SMITH, TYRONE W			
SUITE 350	AFLE KOAD	ART UNIT	PAPER NUMBER			
BIRMINGHAN	M, MI 48009		2837	2837		
			DATE MAILED: 06/27/2005			

Please find below and/or attached an Office communication concerning this application or proceeding.

			A		
	Application No.	Applicant(s)	71/		
	10/705,554	MERSCH, GERHAF	RD		
	Examiner	Art Unit			
	Tyrone W. Smith	2837			
pe	ears on the cover sheet with the c	correspondence add	ress		
ollo N mp	PLICATION IN CONDITION FOR A on the same day as filing a Notice of Dwing replies: (1) an amendment, a otice of Appeal (with appeal fee) in dilance with 37 CFR 1.114. The replication	f Appeal. To avoid ab ffidavit, or other evide compliance with 37 (ence, which CFR 41.31; or		
Adv rth (b) 07(1 on on a	f the final rejection. risory Action, or (2) the date set forth in the an SIX MONTHS from the mailing date on the context of the context of the first of the corresponding amount of the feet at the mailing date of the final rejections after the mailing date of the final rejections.	f the final rejection. RST REPLY WAS FILE a) and the appropriate extension final Office action; or (2)	D WITHIN TWO ension fee have on fee under 37 as set forth in (b)		
ompliance with 37 CFR 41.37 must be filed within two months of the date by extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. It is to be filed within the time period set forth in 37 CFR 41.37(a). The second of the date of filing a brief, will not be entered because a consideration and/or search (see NOTE below); the second of the date of the second of the second of the date of filing a brief, will not be entered because a consideration and/or search (see NOTE below); the second of the date of the date of the second of the date of the date of the date of the second of the date o					
a)) 1. n(s e a	121. See attached Notice of Non-C	ompliant Amendment	nent canceling		

Advisory Action	10/705,554 MERSCH, GERHARD		₹D			
Before the Filing of an Appeal Brief	Examiner	Art Unit				
	Tyrone W. Smith	2837				
The MAILING DATE of this communication appe	ars on the cover sheet with the c	orrespondence add	ress			
HE REPLY FILED 16 June 2005 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.						
The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:						
	a) The period for reply expires <u>3</u> months from the mailing date of the final rejection.					
b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).						
Extensions of time may be obtained under 37 CFR 1.136(a). The date on been filed is the date for purposes of determining the period of extension a CFR 1.17(a) is calculated from: (1) the expiration date of the shortened standarder, if checked. Any reply received by the Office later than three month earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL	which the petition under 37 CFR 1.136(a and the corresponding amount of the fee. atutory period for reply originally set in the	The appropriate extension final Office action; or (2)	n fee under 37 as set forth in (b)			
The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS						
3. The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will <u>not</u> be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below);						
(c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims.						
NOTE: (See 37 CFR 1.116 and 41.33(a)).	•					
 The amendments are not in compliance with 37 CFR 1.7 Applicant's reply has overcome the following rejection(s 	121. See attached Notice of Non-Co):	ompliant Amendment	(PTOL-324).			
 Newly proposed or amended claim(s) would be a the non-allowable claim(s). 		, timely filed amendm	ent canceling			
7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows: Claim(s) allowed:	☑ will not be entered, or b) ☐ wvided below or appended.	rill be entered and an	explanation of			
Claim(s) objected to: Claim(s) rejected: <u>1-18</u> .						
Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE						
 The affidavit or other evidence filed after a final action, b because applicant failed to provide a showing of good ar and was not earlier presented. See 37 CFR 1.116(e). 	nd sufficient reasons why the affida	vit or other evidence i	is necessary			
 The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to a showing a good and sufficient reasons why it is necessar The affidavit or other evidence is entered. An explanation 	overcome <u>all</u> rejections under appe ry and was not earlier presented. S	al and/or appellant fa See 37 CFR 41.33(d)(ils to provide a 1).			
REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered by		•				
<u></u>			nce Decause:			
 12. ☐ Note the attached Information Disclosure Statement(s). 13. ☐ Other: Applicant added for Claim 1 the use of a control 11 the fully closed position comprises a position where an upp 	module to perform the steps a-d of	of claim 1; Applicant a	idded in Claims sociated			
window seal.		Why S	1.1.1			